<u>S/N 09/457,841</u>   <u>PATENT</u>

<u>IN THE UNITED STATES PATENT AND TRADEMARK OFFICE</u>

Applicant: Patrick H. Tomoson et al.   Examiner: Thuan N. Du
Serial No.: 09/457,841   Group Art Unit: 2185
Filed: December 9, 1999   Docket: P1570US00
Title: COMPUTER CONFIGURATION RESTORE METHOD AND APPARATUS

<u>AMENDMENT AND RESPONSE UNDER 37 CFR § 1.111</u>

Commissioner for Patents
Washington, D.C. 20231

Following the Office Action dated <u>August 12, 2002,</u> please amend the above-identified

patent application as indicated below.

IN THE CLAIMS

Please cancel claims 11-15, 18 and 19 without prejudice or disclaimer.

Please add claims 20-35 as follows.

20. (New) The method of claim 1, further comprising:

    receiving an indication that the non-interactive user input has been actuated;

    wherein the restoring the known-good configuration is based on said indication.

21. (New) The method of claim 20, wherein the restoring the known-good configuration is

performed without rebooting the computer.

22. (New) The method of claim 1, further comprising:

    prompting a user to store the known-good computer configuration.

23. (New) The method of claim 22, further comprising:

    making a determination that a current configuration is the known-good computer

configuration; and

    notifying a user of a basis for making the determination.

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as recited in claim 1 and in claim 16; or "actuating a non-interactive user input that causes software executing on the computer to restore the known-good configuration," as recited in claim 9. Moreover, the Background of the present application does not overcome the deficiencies of the Linux document. For at least these reasons, the pending obviousness-type rejections under §103 are improper.

Accordingly, the Linux document and the so-called AAPA, either taken singly or as a hypothetical combination, does not disclose the features of the claimed invention. Therefore, withdrawal of the §102 rejection is respectfully requested.

Conclusion

It is respectfully submitted that the claims are in condition for allowance. Accordingly, notification to that effect is earnestly requested. In the event that issues arise in the application which may readily be resolved via telephone, the Examiner is kindly invited to telephone the Gateway, Inc. attorney at (605)232-1967 to facilitate prosecution of the application.

It is believed that the attached Fee Transmittal attends to the appropriate fees owed for the present Amendment. However, if necessary, please charge any additional fees or credit overpayment to Deposit Account No. 50-0439.

Respectfully submitted,

Date: November 12, 2002   By _Scott Charles Richardson_

Scott Charles Richardson
Reg. No. 43,436

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[2] MPEP 2143.1 citing *In re Raltt*, 270 F.2d 810, 123 USPQ 349 (CCPA 1959).